

ORDINANCE NO. 1787

**AN ORDINANCE OF THE CITY OF MILWAUKIE, OREGON, AMENDING
ORDINANCE NUMBER 1437, THE COMPREHENSIVE PLAN (CPA-95-01) BY
ADOPTING THE JOHNSON CREEK RESOURCES MANAGEMENT PLAN AS
AN ANCILLARY DOCUMENT.**

WHEREAS, the City of Milwaukie desires to review, amend and revise its Comprehensive Plan on a regular basis; and

WHEREAS, the Planning Commission has reviewed the Johnson Creek Resources Management Plan, CPA-95-01, at worksessions on June 27, 1995 and July 11, 1995 and at a duly advertised public hearing on September 26, 1995; and

WHEREAS, the City Council held a duly advertised public hearing on November 7, 1995;

**NOW, THEREFORE, THE CITY OF MILWAUKIE DOES ORDAIN AS
FOLLOWS:**

Section 1. Findings. Findings of fact in support of this proposed amendment are as follows:

Policy 7 of Objective #1 states, All Plan amendments will be evaluated based on the following criteria:

1. Conformance with the Comprehensive Plan, its goals, policies, and spirit;

The document proposed for adoption is consistent with the goals and policies of Chapter 3 - Open Spaces, Scenic Areas, and Natural Resources Element - of the Plan in that it will serve to guide future action to conserve open space and protect and enhance natural and scenic resources along Johnson Creek.

The proposed amendment is further in compliance with Objective #2 - Natural Resource Areas - in that it will identify properties that contain important natural habitats and vegetation along Johnson Creek.

The proposed amendment is in compliance with Objective #1 of the Natural Hazards Element - Floodplain - in that it serves to protect the natural function of the 100-year floodplain, and to protect the lives and property of those individuals currently located within and along the floodplain boundary.

2. Public need for change;

The current Comprehensive Plan does not provide a master plan for Johnson Creek that fully addresses pollution prevention, flood plain management, fish and wildlife habitat enhancement, and streambank restoration. Adoption of the Johnson Creek Resources Management Plan provides specific direction for public and private action along Johnson Creek.

3. Public need is best satisfied by this particular change;

The Johnson Creek Resources Management Plan provides a unique and comprehensive approach to all of the issues facing the Johnson Creek drainage basin.

4. The change will not adversely affect the health, safety, and welfare of the community;

The proposed Johnson Creek Resources Management Plan will act to preserve the health, safety and welfare of the community by identifying flood plain management techniques and by identifying actions to preserve, protect and enhance the natural riparian areas along Johnson Creek.

5. The change is in conformance with applicable Statewide Planning Goals.

The proposed Johnson Creek Resources Management Plan is in conformance with Planning Goal #5 - Open Spaces, Scenic and Historic areas, and Natural Resources - by providing direction for conserving and protecting natural and scenic resources.


The proposed amendment is in conformance with Statewide Planning Goal #7 - Areas Subject to Natural Disasters and Hazards - by defining a flood reduction strategy to minimize the impacts from flooding along Johnson Creek.

Section 2. Comprehensive Plan Ancillary Document. The Johnson Creek Resources Management Plan is adopted as an Ancillary Document to the Comprehensive Plan of Ordinance 1437.

Read the first time on November 7, 1995 and moved to second reading by
unanimous vote of the City Council.

Read the second time and adopted by the City Council on November 7,
1995.

Signed by the Mayor on November 7, 1995.




Craig Lomnicki, Mayor

ATTEST:



Pat DuVal, City Recorder

Approved as to form:



O'Donnell, Ramis, Crew, Corrigan & Bachrach

Johnson Creek Resources Management Plan

filed w/ original ordinance

